

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – Panchayat Raj & Rural Development Department – Sri K.V. S. Suryanarayana, Executive Officer, (Retired), Ryali Gram Panchayat, Atreyapuram (M), East Godavari district – Trapped by the ACB Authorities – Prosecution sanctioned – Acquitted in the III Addl. District Session Judge & Special Judge for ACB Cases, , Vishakapatnam Range- Criminal appeal filed before the High Court of A.P – Dismissed – Further action dropped against him – Orders – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.IV) DEPARTMENT

G.O.Rt.No: 1365

Dated:26. 8.2013

Read the following:

- 1.From the DG,ACB, Hyderabad, Letter Rc.No. 136/RCT-REG/96, dt.3.12.1996.
2. Memo.No. 11600/E .IX(A2)/96-1 PR R&D (E.IX) Dept, Dated: 17.1.1997.
- 3 .From the District Collector, Vizianagaram district, proceedings No. 8145/96-A2,Dated: 15.01.1997.
- 4.From the DG,ACB, Hyderabad, Letter Rc.No. 136/RCT-REG/96, Dated: 17.6.1997.
5. G.O.Ms. No. 335, PR &RD (E.IX) Department, dated: 11.9.1997.
6. From the Commissioner, PR &RE, Hyderabad, proceedings No.1584/CPR&RE /DS- 1/1997, dt.7.12.2000.
7. Orders of the Special Judge for ACB cases –cum- III Addl. District Judge, Vishakapatnam in C.C.No. 4/98, dt. 15.3.2002.
8. From the DG, ACB, Hyderabad, Rc.No. 136/RCT-REG/96, Dated: 29.6.2002.
- 9.Memo.No.25/VS.II/A2/2001-4,PR&RD(VS.II)Department, dated: 9.11.2002.
10. From the DG, ACB, Hyderabad, Rc.No.136/RCT-REG/1996, dated: 7.6.2012.

ORDER:

In the reference 1st read above, the Director General, Anti Corruption Bureau, Hyderabad has informed that Sri K.V. S. Suryanarayana, Executive Officer, Ryali, Gram Panchayat, Atreyapuram (M), East Godavari district is involved in a case of moral turpitude and is likely to tamper with evidence, if he is allowed to continue in service and therefore recommended to place him under suspension. Accordingly, the Commissioner, PR &RE, Hyderabad has been requested to take necessary action in the matter in the reference 2nd read above.

2. In the reference 3rd read above, the District Collector, Vizianagaram district has issued orders for placing Accused Officer i.e Sri K.V. S. Suryanarayana, Executive Officer, Ryali, Gram Panchayat, Atreyapuram (M), East Godavari district under suspension.

3. In the reference 4th read above, the Director General, Anti Corruption Bureau, Hyderabad has recommended to Prosecute the accused officer Sri K.V.S.Suryanarayana, Executive Officer, Ryali, Gram Panchayat, Atreyapuram, (M), East Godavari district in a court of Law for the offences U/s 7, 11, 13(2) r/w 13 (1), (d) of Prevention of Corruption Act, 1988 and also recommended to initiate Departmental Action against Accused Officer for the short of Rs. 3,350/- in respect of amount collected towards fee for issuing of certificates i.e Birth Certificate etc.,

4. In the reference 5th read above, the Government have accorded sanction orders for prosecution to Accused Officer i.e Sri K.V.S. Suryanarayana, Executive Officer, Ryali, Gram Panchayat, Atreyapuram, East Godavari district in a Court of Law for the offences U/s 7, 11, 13(2) r/w 13 (1), (d) of Prevention Of Corruption Act, 1988. Accordingly, the Director General, Anti Corruption Bureau, Hyderabad has filed charge sheet in the court of III Additional District & Sessions Judge Cum-Special judge for ACB cases Visakapatnam on 2.12.1997.

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5. In the reference 6th read above, the Commissioner, Panchayat Raj & Rural Employment, Hyderabad has issued orders for imposing the punishment of reduction of lower category i.e Executive Officer Grade .I to Executive Officer. Grade .II against Sri K.V. S. Suryanarayana, Executive Officer, Ryali, Gram Panchayat, Atreyapuram (M), East Godavari district with regards to Departmental action on the allegations i.e short of Rs. 3,350/- in respect of amount collected towards fee for issuing of certificates i.e Birth Certificate etc. .,

6. In the reference 7th read above, the Special Judge for ACB cases-cum-III Addl. District Judge, Vishakapatnam has delivered its judgment ordering that the Accused Officer i.e Sri K.V. S. Suryanarayana, Executive Officer, is not found guilty of the offences under /Section 7 & 13 (1) (d) r/w 13(2) of PC Act, 1980.

8. In the reference 8th read above, the Director General, Anti Corruption Bureau, Hyderabad has requested to him for permit to him for filing of Criminal Appeal before the Hon'ble High Court of AP against the orders of the Special Judge for ACB cases-cum-III Addl. District Judge, Vishakapatnam in C.C.No. 4/98. dt. 15.3.2002.

9. After examining the proposal of the Director General, Anti-Corruption Bureau, Hyderabad and he permitted for filing of Criminal Appeal before the Hon'ble High Court of A.P against acquittal of Sri K. V. S. Surayanarayana, former E.O, in C.C.No. 4/98 by the court of Special judge for SPE &ACB cases – cum- III Add. Judge, Vishakapatnam in the reference 9th read above.

10. In the reference 10th read above, the Director General, Anti Corruption Bureau, Hyderabad has informed that the Criminal Appeal No.430/2005 filed in the High Court of AP questioning the acquittal of Sri K. V. S. Surayanarayana, former Executive Officer, Ryali Gram Panchayat, Atreyapuram (M), East Godavari district was dismissed on 17.2.2012 and confirmed the judgment of the trial court. He is also opined that it is not a fit case to prefer an appeal in the Supreme Court and also requested to issue final orders in the matter.

11.. Government, after careful examination of the matter and decided to drop further action and accordingly hereby ordered to drop further action against Accused Officer i.e Sri K. V. S. Surayanarayana, former Executive Officer (Retired) Ryali Gram Panchayat, Atreyapuram (M), East Godavari district, as the criminal appeal No. 430/2005 was dismissed by the Hon'ble High Court of A.P and confirmed the judgment of trial court .

8. The Commissioner, Panchayat Raj & Rural Employment, Hyderabad, shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. NAGI REDDY
PRINICIPAL SECRETARY TO GOVERNMENT (PR)

To

The Commissioner, Panchayat Raj & Rural Employment, Hyderabad.

The individual **through** the Commissioner, Panchayat Raj & Rural Employment, Hyderabad.

The Director General, Anti Corruption Bureau, Hyderabad

The District Panchayat Officer, Kakinada, East Godavari district.

Copy to:

Secretary to Vigilance Commissioner, Andhra Pradesh Vigilance Commission.

//FORWARDED:: BY ORDER//

SECTION OFFICER